App F IX 4

Previous References

1946 47
(mq)

File No 64-46
Serial Nos 12, 26

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos

Two

Part B for January

SUBJECT

Levy of toll on vehicles entering the limits of Ajjampur Municipality

R 10545 dt 27.1.46

To

The D.C. Kadur

Comptroller

& Jdr

Sanction me

Dy

1763
L

Letter no A 3 C S S 74 - 368/45-46 dy 31-8-46 fro the Dy Comm, Kadur Dt requesting sanction to the draft rules framed by the Ajjampur Minor Mcl for the levy of Toll on Vehicles entering the limits of the Mcl

Subject to approval, the Law section will be requested to state whether the draft rules framed by the Ajjampur minor Mcl are in order & may be approved

KMG
10/9/46
JM
12/9

Toll & instructions

2. Placing up with a copy of the Taxation Rules in force in the municipalities in the State

for
12/9 hrb

Subject

3 The rules framed & the schedule of rates fixed are in accordance with Chapter X of the Rules regulating Taxation in the minor Mcles in the State.

KMG
14/9 The Rules are framed under section 61 (1) (iv) of the Mysore Minor Mcles Act 1933

The proposal of the Ajjampur minor Mcl to levy tolls on vehicles entering the municipal limits may be sanctioned under Sec 61 (1) (iv) of the Mysore Minor Mcles Act

1763

1933 The prescribed formalities have been observed by the Municipal Council and the Act have adopted the Transvaal rules issued by the Govt in this behalf the rates of toll & are within the maximum prescribed by the Govt

Rev Dept 16/9/46

5 The proposal of the Municipality recommended by the Dc may be sanctioned

Minister for Rev & Comm[rs] 18/9/46

OFFICE OF THE MINISTER FOR REVENUE
No 2130
Date 18-9-46

6. Dept by wire please how they propose to levy such tolls on vehicles by municipalities - I am under the impression that this kind of levy has been prohibited after the Motor vehicle law rules came into operation.

Dept 19/9/46

7 The Minister for Rev & Comm[rs] was pleased on 20/9/46 to direct that the reply to the above point may be written & the file returned. The levy of toll proposed on motor vehicles in this case would be only in respect of those which are not

registered 1763 in the State under
the provisions of the Road Traffic
& Rules Act Vehicles of this type is
directed to rule 17 — side page
17 of the ~~rules~~ book pertains — where
it has been deputed laid down
that no fee shall be levied on
Motor vehicles which are exempt
from payment of municipal fees under
the Road Traffic & Rules Act with
rules framed thereunder the Appropriate
(c) subject for orders with reference to para
rule
Superintendent
Revenue Clerk for
25/10

OFFICE OF THE MINISTER
FOR REVENUE
No. 2943
Date 22.10.46

Minister for Rev & Comrs 9/ 28/10/46

10) What is the maximum fee to be
realised as any vehicle, not registered in the
State, will be liable for such fee & the no
of such vehicles plying & entering the municipal
limits & Appampura will be very small or
negligible

28/10

11) Please issue

28/10/46

1763 - √ 4261 - Rev 6746

put with a draft letter for approval

25/10

13) Dy Comm Kasur Dt

To The Dy Comm, Kasur Dt

No L 5306 dt 30-10-46.

Calls for some statistical information

Letter No A3 C 5574-368/45-46 dt 30-11-46 from the Dy Comm, Kasur Dt furnishing the information

14) It is reported that the Ajnampur minor will never expects much income from Vehicles not registered in the State but a main portion of the income is expected from carts & other Vehicles entering the mela and that an annual income of Rs 10000/- is anticipated by the buying of tole

15) put up for orders with reference to Para 10 supra

Revenue 18/12/46

Minister for Rev & Coms 17/12/46

OFFICE OF THE MINISTER FOR REVENUE
No 4873
Date 18.12.46

The buying may be sanctioned -

16 20) Secy to L 10545-6 dt 27-12-46

Sanction the proposal

15/1/47

put up for orders

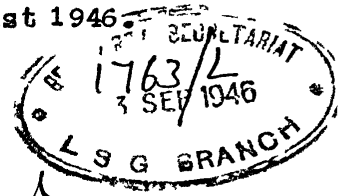
Rev 15/1/47

Secy 25/1/47

23/12

ml 67-46-12

Office of the Deputy Commissioner.,
Kadur District.,
Chikmagalur, dated, 31st August 1946.



No. A3.C.5574-368/45-46.
(Encl. File.).

From

G.N. Nagaraja Rao, Esq., M.Sc.,
Deputy Commissioner,
Kadur District , Chikmagalur.

To

J.B.Mallaradhya, Esq., M.A.,
Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore.

Sir,

Re.- Levy of Toll on Vehicles entering the limits of Ajjampur Municipality.

I have the honour to state that the Minor Municipal Council Ajjampura, have proposed to levy toll on vehicles entering the limits of the Municipality, under section 61(1)(h) of the Mysore Minor Municipalities Act. This measure has been adopted with a view to augment the finances of the Municipality, to meet the additional demands of the town. The Municipality has proposed to make an annual contribution of Rs.500/- to the High school of the place. The draft rules framed as per Chapter X of the Taxation Rules of Minor Municipalities, have been published in the Town on 1st July 1946 inviting objections from the public. As no objections were received, the Municipal Council has resolved on 23rd August 1946 that sanction may be obtained to the proposal.

I enclose herein the connected records and request that sanction of Government to the proposal may be kindly obtained.

I have the honour to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Kadur District

I.MB.

Appendix F G —1]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the 194

Date of issue 30 10-46

Signed by Mrs S RR

List of enclosures

Copied by

Examined by

Section

File No

Serial No

No L 5306

To

The Dy Commr, Kadirdh,

Sir,

With reference to your letter No A3 C.5574-368/45-46 dt 31-8-46 in the matter of the levy of toll on Vehicles entering the limits of the Agganpur Minor Mcp, I am directed to request you to state as to what the income is likely to be realised by the levy as only Vehicles, not registered in the State would be liable for such toll and the number of such Vehicles plying or entering the Mc limits of Agganpur

WD 02/4 —GPB—2,000—24 6 46

- would be very small or negligible

- The records accompany for reference and retransmission

Thanks etc

Yours
for Secy Board
Nth Rec Schl

8/45-46. OFFICE OF THE DEPUTY COMMISSIONER,
KADUR DISTRICT

Dated Chikmagalur 30th Nov *1946*

Records.

FROM

G N Nagaraja Rao, Esq, M sc,
Deputy Commissioner,
Kadur District

to

J B Mallaradhya, Esquire, M A,
Secretary to Government,
Revenue Department,
Bangalore.

SIR,

Regarding levy of toll on vehicles entering the limits of Ajjampur Minor Municipality

+++++++

With reference to your letter No L 5306 dated 30th October 1946 on the above subject, I have the honour to state that it is reported that the Municipality never expects much income from vehicles not registered in the State but a main portion of the income is expected from carts and other vehicles entering the Municipality An annual income of Rs 1000/- is anticipated by this levy

I therefore request that sanction of Government may be kindly obtained to the proposal of the Ajjampur Minor Municipal Council. Ajjampur is a business centre and a fairly large number of cart expected to come to the mandies here.

The connected records are enclosed for favour of reference

I have the honour to be
Sir,
Your most obedient servant,

Deputy Commissioner,
Kadur District

HPR

G R S App F VI—G 2]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the *19*

Date of issue 27/1/47 19

Signed by

Ma this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette English Part ?

(iv) translated ?

(v) placed at the disposal of the Press ?

(vi) published in the Gazette Kannada Part ?

Section

File No 67-46

Serial No 26

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read— Correspondence ending with letter No A3 CSS 74-368/45 468 / 30-11-46 from the Dy Commr, Kadur Dt, requesting sanction to the proposal fixing the limits of ~~draft rules framed by the Appellate~~ ~~Authority~~ ~~made under~~ under Section 61 (1) (iv) of the Mysore Motor Vehicles Act 1933, for ~~the levy of toll on Vehicles~~ entering the limits of the said ~~Order thereon.—No~~ adding that no objections ~~have~~ were received in response to the notification issued in this behalf

levy of tolls on vehicles entering the limits of Municipality

In accordance with the ~~letter~~ ~~off~~ rules framed therefor and

Order No. 21C545-6/ 2714/40

Re Levy in FMS for Vehicles entering [illegible] of Objects mentioned [illegible] is hereby sanctioned in accordance with rates appended to this order

for

Hon Secy to Govt
War Dept

To The Dy Commr, Kaiser-i-Hind (for)
The Comptroller to Govt

List of Enclosures

Copied by

Examined by

WD 03696—GPB—30 000—2 2 40

Toll on Vehicles

[Section 61 (1) (h)]

At the Municipal Boundary on all roads specified in the Sale Notification the Municipal Council may with the previous sanction of Government, establish Toll Bars, Gates or Stations

2 The Municipal Council may subject to the provisions of Rules below, levy Tolls at rates not exceeding those specified in Schedule V on vehicles entering the Municipal Limits-

3 Not more than one payment of Toll shall be demanded at any Toll bar Gate or Station in respect of any vehicle in any period of 24 hours Counted from time to time provided that when Toll has been paid at any Toll bar, Gate or Station in respect of any vehicle unladen the difference between such Toll and the Toll payable in respect of such vehicle shall be payable as such vehicle passes through such Toll bar Gate or Station laden within such period

4 The Municipal Council shall cause to be kept at each place where such Toll is to be collected a table in Kannada showing the amounts leviable in all cases provided for in the Rules, including the terms, if any, on which the liability to pay such Tolls may be compounded by periodical payments, and it shall be the duty of every person authorised to demand payment of Toll, to show such table on the request of any person on whom such demand is made

5 (1) On the Case of non payment on demand of any Toll leviable by the Municipal Council, the person appointed to collect the Toll may seize any vehicle on which the Toll is chargeable or any part of its burden, which is of sufficient value to satisfy the demand and may detain the same. He shall thereupon give the person in possession of the vehicle a list of the property seized from him

11 When any article is subject to speedy and natural decay, or when the expense of keeping it together with the amount of the Toll chargeable is likely to exceed its value, the person seizing such

such article may inform the person in whose possession it was that it will be sold at once, and shall sell it or cause it to be sold accordingly unless the amount of the demanded be forthwith paid

(iii) If at any time before the sale has begun the person whose property has been so seized tenders at the Cantonment Office the amount of all expenses incurred, and of the toll payable, the Cantonment Council shall forthwith release the property seized

iv) If no such tender is made, the property may be sold and proceeds of such sale shall be applied in payment of such toll and the expenses incidental to the seizure detention and sale

v) The surplus, if any, of the sale proceeds shall be credited to the Cantonment funds, and may, on application made to the Cantonment Council in writing within six months next after the sale, be paid to the person in whose possession the property was when seized and if no such application is made, shall be the property of the Cantonment Council

6 If the collection of the toll has been leased under Section 68, any person employed by the lessee to collect such tolls shall subject to the conditions of the lease, have the powers referred to in Rule 5-(i) and (ii) above, provided that no vehicle distrained may be sold except under the orders of the Cantonment Council

7 No toll shall be levied for the passage of the Carriages, Carts etc, —

(1) belonging to His Majesty the Maharaja of Mysore, ~~His Highness the Yuvaraj or Rajpramukh~~,

(2) belonging to the Dewan of Mysore,

(3) belonging to the Cantonment Council,

(4) Conveying the Cantonment Servants on duty or property in the Custody of such Servants,

(5) Licensed by the Cantonment Council,

(6) assessed by the Cantonment Council to Cantonment Taxation, provided the Tax has been paid in advance,

(7) Possessed by a person who has Compounded with the Cantonment Council for the Prescribed Sum.

(8) engaged by the Postal Department exclusively to Convey Mails;

(9) belonging to the Honble British Resident in Mysore, and his Staff, namely, the Secretary to the Resident, the Residency Surgeon, and the personal Assistant to the Resident;

(10) belonging to the Government Servants travelling on duty who are certified by their respective immediate superiors as being not entitled to travelling allowance;

(11) belonging to the Heads of Tribes who hold a Sanadam issued by Competent authority.

8 No Tolls shall be levied on foot Passengers

9 No Tolls shall be levied on any Conveyance used for any ambulance purpose

10 No Tolls shall be levied for the passage of Military Troops or Military Stores, or Escorts or Police Officers on duty or of any Person or Property in their Custody or of any Property, bonafide, belonging to Government as established where proof is required, by the production of a Pass or Certificate from any Officer of the Department to which the Property belongs authorised by the Deputy Commissioner or by Government to grant such Certificates or Passes, which Pass or Certificate shall be delivered up at the last Toll-Gate passed before the Cart, Carriage, or animals Conveying such Property reaches the destination noted in such Pass or Certificate

11 No Toll shall be levied upon any Cart, etc, passing along the Toll-gate, if, within a Period of 24 hours Counted from Sun rise to Sun Rise, a Toll has been collected thereon at a Toll Gate in the Mysore State or Toll gate in British India, in respect of which the Government have secured reciprocity for exemption in Consideration with the British authorities

12 Carts laden with Dung or other Substance as Manure shall be treated as unladen and Tolled accordingly

13 No Tolls shall be levied on Carts Carrying Manure for agriculture belonging to the Residents of the village or Town within five miles of limits of which the Toll-gate is Established

14 The British Military Officers in Uniform Passing on duty through the State are exempted from the Payment of Tolls

15 The Car Conveying the Raja of Sandur is exempt from Payment of Toll

16 No Toll shall be levied on "Private traffic" passing over bridges belonging to Municipal Council for the purpose of loading or unloading goods, or taking up or setting down passengers shall not be considered as Private traffic

17 No Toll shall be levied on those vehicles which are exempted from payment of Municipal Tolls under the Road traffic and Taxes ~~Regulation~~ Act or the Rules framed thereunder

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-Copy

President
Allahpur Municipality
29/6

S ಸಹಾಯಕ ಆಯುಕ್ತರು
T S Balaprasad

L Mallikarjunaswamy

Office of the President
Municipal Council Ajjampur
No. Tax/46-47 Date 1st July 46

Notification

The Municipal Council ajjampur have resolved at their meeting held on 29/3/46 to establish the newly and to levy taxes as per Chapter IX of the Minor Municipalities Taxation Rules. The Copy of the Rules are herein annexed for the information of the public objections if any should be preferred to the undersigned before 30th July 1946. The proposed Boundaries and the Schedule of Rates is noted hereunder

Chairman

President
Ajjampur Municipality

29/7/46

Schedule I Boundaries

1) Tankere Bunk junction Road
2) Oetha Kalle near Railway Station
3) Any other Roads leading to municipal limits

Schedule II

	Rs	a	p
1) On every Motor Bus or Motor Lorry as defined in the Road Traffic and Taxes Regulation	✓0	6	0
2) On every Motor Car or Motor Cab do	✓0	4	0
3) on every Motor Tricycle or Bicycle or Trailer attached to a Motor Car	✓0	2	0
4) On every four wheeled Carriage	✓0	4	0
5) On every two wheeled Carriage on springs other than a Jutka	✓0	2	0
6) On every Jutka laden	✓0	2	0
7) On every Jutka unladen	✓0	1	0
8) On every other Vehicle with springs including a Tricycle or Bicycle	✓0	1	0
9) On every Cart or other Vehicle not on springs drawn by two Bullocks Buffaloes, horses Ponies asses or Mules if laden	✓0	2	0
10) On every Cart or other Vehicle not on springs drawn by two Buffaloes Bullocks, horses, Ponies asses or Mules if not laden	✓0	1	0

P T O

11) On every Cart or other vehicle not on springs drawn by single Bullock, Buffalo, Horse, Pony, Ass or Mule if laden

12) On every Cart or other vehicle not on Springs drawn by a single Bullock Buffalo Horse, Pony Ass or Mule if not laden } ✓ 0-1-0

———— ∘8∘ ————

Ramchandrao

President,
Chamoar Municipality

TOLL ON VEHICLES
(Section 61 (1) (h))

1. At the Municipal Boundary on all roads specified in the Sale Notification, the Municipal Council may with the previous sanction of Government, establish Toll Bars, Gates or Stations

2. The Municipal Council may subject to the provision of the Rules below levy Tolls at rates not exceeding those specified in Schedule V on Vehicles entering the Municipal Limits.

3. Not more than one payment of Toll shall be demanded at any Toll bar, gate or station in respect of any vehicle in any period of 24 ours counted from sun rise to sun rise Provided that when toll has been paid at any toll bar, gate or station in respect of any vehicle not laden, the difference between such Toll and the toll payable in respect of such vehicle shall be payable if such vehicle passes through such toll bar, gate or station laden within such period.

4. The Municipal Council shall cause to be kept at each place where such toll is to be collected a table in Kannada showing the amounts leviable in all cases provided for in the rules, including the terms, if any, on which the liability to pay such tolls may be compounded by periodical payments, and it shall be the duty of every person authorised to demand payment of a toll, to show such table on the request of any person on whom such demand is made.

5.(1) In the case of non-payment on demand of any toll leviable by the Municipal Council, the person appointed to collect the toll may seize any vehicle on which the toll is chargeable or any part of its burden, which is of sufficient value to satisfy the demand and may detain the same He shall thereupon give the person in possession of the vehicle a list of the property seized from him.

(ii) When any article is subject to speedy and natural decay, or when the expense of keeping it together with the amount of the toll chargeable is likely to exceed its value, the person seizing such article may inform the person in whose possession it was that it will be sold at once, and shall sell it or cause it to be sold accordingly unless the amount of toll demanded be forthwith paid.

(iii) If at any time before the sale has begun, the person whose property has been so seized tenders at the Municipal Office the amount of all expenses incurred, and of the toll payable, the Municipal Council shall forthwith release the property seized.

(iv) If no such tender is made, the property may be sold and proceeds of such sale shall be applied in payment of such Toll and the expenses incidental to the seizure, detention and sale.

(v) The surplus, if any, of the sale proceeds shall be credited to the Municipal funds, and may, on application made to the Municipal Council in writing within six months next after the sale, be paid to the person in whose possession the property was when seized, and if no such application is made, shall be the property of the Muhicipal Council.

6. If the collection of the Toll has been leased under Section 68, any person employed by the lessee to collect such Tolls shall, subject to the conditions of the lease, have the powers referred to in Rule 5(1) and (11) above, provided that no article distrained may be sold except under the orders of the Municipal Council.

7. No Toll shall be levied for the passage of the Carriages, carts etc. -

1. belonging to His Highness the Maharaja of Mysore
2. belonging to the Dewan of Mysore
3. belonging to the Municipal Council
4. Conveying the Municipal Servants on duty or property in the custody of such servants,

5. licensed by the Municipal Council,
6. assessed by the Municipal Council to Municipal Taxation, provided the tax has been paid in advance,
7. possessed by a person who has compounded with the Municipal Council for the prescribed sum,
8 engaged by the Postal Department exclusively to convey Mails,
9. belonging to the Hon'ble British Resident in Mysore, and his staff, namely, the Secretary to the Resident, the Residency Surgeon, and the Personal Assistant to the Resident,
10 belonging to the Government Servants travelling on duty who are certified by their respective immediate superiors as being not entitled for travelling allowance,
11. belonging to the Heads of Mutts who hold a Rahadari issued by competent authority.

8. No Tolls shall be levied on foot passengers.

9. No tolls shall be levied on any conveyance used for any ambulance purpose.

10. No Tolls shall be levied for the passage of Military Troops or Military Stores, or equipages or Police Officers on duty or of any person or property in their custody or of any property, bonafide, belonging to Government as established where proof is required, by the production of a Pass or Certificate from any officer or of the Department to which the property belongs authorised by the Deputy Commissioner or by Government to grant such certificates or passes, which pass or certificate shall be delivered up at the last Toll gate passed before the cart, carriage, or animals conveying such property reaches the destination noted in such pass or certificate.

11. No Toll shall be levied afresh on any cart, etc., passing along the toll-gate, if, within a period of 24 hours counted from sun rise to sun rise, a Toll has been collected thereon at a toll gate, [illegible] in the Mysore State, or Toll gate in British India, in respect of which the Government have secured reciprocity fo exemption in consultation with the British authorities.

12. Carts laden with Bone or other substance as manure shall be treated as unladen and tolled accordingly.

13. No toll shall be levied on carts carrying manure for agriculture belonging to the Residents of the Village or town within five miles of limits of which the Toll-gate is established.

14 The British Military Officers in uniform passing on duty through the State are exempted from the payment of tolls.

15. The car conveying the Raja of Sandur is exempt from payment of toll

16. No toll shall be levied on "Through Traffic" provided that vehicles halting within Municipal Limits for the purpose of loading or unloading goods, or taking up or setting down passengers shall not be considered as "Through Traffic".

17. No toll shall be levied on Motor Vehicles which are exempted from payment of Municipal Tolls under the Road Traffic and Taxes Act or the Rules framed thereunder.

Schedule I - Boundaries

1) Tarikere - Birur Junction Road.
2) Octroi Katte near Railway Station.
3) Any other Roads leading to Municipal Limits.

Schedule II

	Rs	a	p
1. On every Motor Bus or Motor Lorry as defined in the Road Traffic and Taxes Regulation	0	6	0
2. On every Motor car or Motor cab -do-	0	4	0
3. On every Motor Tryclcle or Bicycle or Trailer attached to a Motor Car.	0	2	0
4. On every four-wheeled carriage	0	4	0
5. On every two-wheeled carriage or springs other than a jutka	0	2	0
6. On every jutka laden	0	2	0
7. On every jutka unladen	0	1	0
8. On every other vehicle with springs including a tricycle or bicycle	0	1	0
9. On every cart or other vehicle not on springs drawn by two bullocks, buffaloes, horses, ponies, asses or mules if laden	0	2	0
10. On every cart or other vehicle not on springs drawn by two buffaloes, bullocks, horses, ponies asses, or mules if not laden.	0	1	0
11. On every cart or other vehicle not on springs drawn by single bullock, buffalo horse, pony, ass or mule if laden	0	1	0
12. On every cart or other vehicle not on springs drawn by a single bullock, buffalo horse, pony, ass or mule if not laden	0	1	0

--- o( )o ---

Secretary
for Secy to Govt
Rev Deptt